I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 7/./3/01/ Signature:

Kathur T

Docket No.: 65937-0047

(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Michael E. Miller et al.

Application No.: 10/803,698

Filed: March 18, 2004

For: ADAPTER ASSEMBLY FOR

STEREOTACTIC BIOPSY

Confirmation No.: 6051

Art Unit: 3736

Examiner: Not Yet Assigned

# RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

MS Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts of Application – Filing Date Granted mailed June 3, 2004, Applicant respectfully submits a Combined Declaration and Power of Attorney and Part 2 Copy of Notice.

Please charge our Deposit Account No. 18-0013 in the amount of \$130.00 covering the fee set forth in 37 CFR 1.16(e). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper

Application No.: 10/803,698 Docket No.: 65937-0047

hereafter filed in this application by this firm) to our Deposit Account No. 18-0013, under Order No. 65937-0047. A duplicate copy of this paper is enclosed.

Dated: Jul. 13, 2004

Respectfully submitted,

Kristin L. Murphy

Registration No.: 41,212

RADER, FISHMAN & GRAUER PLLC 39533 Woodward Avenue, Suite 140 Bloomfield Hills, Michigan 48304

(248) 594-0647

Attorney for Applicant

PTO/SB/17 (10-03)

Approved for use through 7/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Index the Paperwerk Polyceian Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

| EEE TO A LONGITTAL   |              | Complete if Known    |          |         |           |   |  |  |
|--|--------------|----------------------|----------|---------|-----------|---|--|--|
| FEE TRANSMITTAL  | •            | Application Number   |          |         |           | er 10/803,698-Conf. #6051   |  |  |
| for EV 2004  |              | Filing Date          |          |         |           | March 18, 2004  |  |  |
| for FY 2004  |              | First Named Inventor |          |         |           | ntor Michael E. Miller  |  |  |
| Effective 10/01/2003. Patent fees are subject to annual revision.  |              | Exam                 | iner     | Name    | •         | Not Yet Assigned  |  |  |
| Applicant claims small entity status. See 37 CFR 1.27  | Art Unit     |                      |          |         |           | 3736  |  |  |
| TOTAL AMOUNT OF PAYMENT (\$) 130.00  |              | Attorney Docket No.  |          |         |           | o. 65937-0047   |  |  |
| METHOD OF PAYMENT (check all that apply)   | T            |                      | <u> </u> |         |           | E CALCULATION (continued)   |  |  |
| Crestia Calendario C   | 1            |                      | <u> </u> |         |           |   |  |  |
| Check Crad Money Other None  | 3. /         | ADDITIO              | UNA      | AL FE   | E5        |   |  |  |
| χ Deposit Account:   | ١.           |                      | _        |         |           |   |  |  |
| Deposit<br>Account 18-0013   | Larg<br>Fee  | e Entity<br>Fee      | Sm<br>Fe | all Ent | ity<br>ee | _   |  |  |
| Account Number 18-0013   | Code         |                      | Co       |         |           | Fee Description Fee Paid  |  |  |
| Deposit Dedox Fishman & Crouer BLIC  | 1051         | 130                  | 205      | 51 6    | 5         | Surcharge – late filing fee or oath 130.00                          |  |  |
| Account Name Rader, Fishman & Grauer PLLC  | 1052         | 50                   | 205      | 52 2    | :5        | Surcharge – late provisional filing fee or cover                    |  |  |
| The Director is authorized to: (check all that apply)  |              |                      |          |         |           | sheet.  |  |  |
| X Charge fee(s) indicated below X Credit any overpayments  | 1053         | 130                  | 105      | 53 13   | 30        | Non-English specification   |  |  |
| X Charge any additional fee(s) or any underpayment of fee(s)   | 1812         | 2,520                | 181      | 12 2,5  | 520       | For filing a request for ex parte reexamination                     |  |  |
| Charge fee(s) indicated below, except for the filling fee  | 1804         | 920*                 | 180      | )4 92   | 20*       | Requesting publication of SIR prior to<br>Examiner action           |  |  |
| to the above-identified deposit account.   | 1805         | 1,840*               | 180      | 5 1,8   | 40°       | Requesting publication of SIR after Examiner action                 |  |  |
| FEE CALCULATION  | 1251         | 110                  | 225      | 51 5    | 5         | Extension for reply within first month                              |  |  |
| 1. BASIC FILING FEE  | 1252         | 420                  | 225      | 2 21    | 10        | Extension for reply within second month                             |  |  |
| Large Entity Small Entity  | 1253         | 950                  | 225      | 3 47    | 75        | Extension for reply within third month                              |  |  |
| Fee Fee Fee Fee Fee Fee Pescription Fee Paid  Code (\$) Code (\$)  | 1254         | 1,480                | 225      | 54 74   | 40        | Extension for reply within fourth month                             |  |  |
| 1001 770 2001 385 Utility filing fee   | 1255         | 2,010                | 225      | 55 1,0  | 005       | Extension for reply within fifth month                              |  |  |
| 1002 340 2002 170 Design filing fee  | 1401         | 330                  | 240      | 01 16   | 55        | Notice of Appeal  |  |  |
| 1003 530 2003 265 Plant filing fee   | 1402         | 330                  | 240      | 2 16    | 35        | Filing a brief in support of an appeal                              |  |  |
| 1004 770 2004 385 Reissue filing fee   | 1403         |                      | 240      |         |           | Request for oral hearing  |  |  |
| 1005 160 2005 80 Provisional filing fee  | 1451         | •                    | 145      |         |           | Petition to institute a public use proceeding                       |  |  |
| SUBTOTAL (1) (\$) 0.00   | 1452<br>1453 |                      | 245      |         |           | Petition to revive – unavoidable Petition to revive - unintentional |  |  |
| 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE  | 1501         | 1,330                | 250      |         |           | Utility issue fee (or reissue)                                      |  |  |
| Extra Fee from   | 1502         |                      | 250      |         |           | Design issue fee  |  |  |
| Total Claims Delow Fee Paid  | 1503         |                      | 250      |         |           | Plant issue fee   |  |  |
| Independent x  | 1460         |                      | 146      |         | 30        | Petitions to the Commissioner                                       |  |  |
| Claims — — — — — — — — — — — — — — — — — — —   | 1807         | 50                   | 180      |         | 0         | Processing fee under 37 CFR 1.17(q)                                 |  |  |
|  | 1806         |                      | 180      |         |           | Submission of Information Disclosure Stmt                           |  |  |
| Fee  |              |                      | 1        |         |           | Recording each patent assignment per                                |  |  |
| Code (\$) Code (\$)  | 8021         | 40                   | 802      | 21 4    | U         | property (times number of properties)                               |  |  |
| 1202 18 2202 9 Claims in excess of 20<br>1201 86 2201 43 Independent claims in excess of 3   | 1809         | 770                  | 280      | 9 38    | 35        | Filing a submission after final rejection (37 CFR 1.129(a))         |  |  |
| 1203 290 2203 145 Multiple dependent claim, if not paid  | 1810         | 770                  | 281      | 0 38    | 35        | For each additional invention to be examined (37CFR 1.129(b))       |  |  |
| 1204 86 2204 43 ** Reissue independent claims  | 1801         | 770                  | 280      | )1 38   | 35        | Request for Continued Examination (RCE)                             |  |  |
| over original patent   | 1802         | 900                  | 180      | )2 90   | 00        | Request for expedited examination                                   |  |  |
| 1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent  |              | fee (spe             | ı        |         |           | of a design application   |  |  |
| SUBTOTAL (2) (\$) 0.00   | 1            | uced by i            |          | Filing  | Fee       | Paid SUBTOTAL (3) (\$) 130.00                                       |  |  |
| **or number previously paid, if greater; For Reissues, see above   | 1180         | ucou by i            | ادماد    |         | . 00      | 130.00  |  |  |
| SUBMITTED BY   |              |                      |          |         | _         | (Complete (if applicable))  |  |  |
| Name (Print/Type) Kristin L. Murphy  |              | tration No           |          | 11,21   | 2         | Telephone (248) 594-0647  |  |  |
| The state of the s | (Attorn      | ey/Agent)            |          | ٠٠,٢-١٠ |           | (240) 004 0047  |  |  |

Fee Transmittal

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Signature

Signature: Kathryn L. Nash)

Date

13/64



## United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE UNITED STATES DEPARTMENT OF COMMIT United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/803.698

03/18/2004

Michael E. Miller

65937-0047

CONFIRMATION NO. 6051

FORMALITIES LETTER

\*OC000000012850790\*

10291 RADER, FISHMAN & GRAUER PLLC 39533 WOODWARD AVENUE **SUITE 140** BLOOMFIELD HILLS, MI 48304-0610



Date Mailed: 06/03/2004

# NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

## **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$130 for a Large Entity

\$130 Late oath or declaration Surcharge.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

07/20/2004 BABRAHA1 00000016 501078

10803698<sup>A</sup>lexandria VA 22313-1450

01 FC:1051-

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE